

JAN 13 2006

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

YAKHINI *et al.*

Confirmation No.: 2672

Serial No.: 09/938,937

Group Art Unit: 1634

Filed: August 24, 2001

Examiner: SISSON, Bradley L.

Docket No. 10003516-1  
(TKHR No.: 050113-1100)For: Use of Unstructured Nucleic Acids in  
Assaying Nucleic Acid Molecules**RESPONSE (WITH AMENDMENTS)  
SUBMISSION UNDER 37 CFR 1.114(c)**Mail Stop: RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

In regard to the above-referenced application, and in response to the Final Office Action mailed on September 15, 2005, Applicants submit the following attached Request for Continued Examination (RCE) and the present amendments and remarks as a Submission Under 37 C.F.R. 1.114 to be respectively entered and considered prior to examination.

It is not believed that extensions of time or fees for net addition of claims are required, beyond those that may otherwise be provided for in documents accompanying this paper. However, in the event that additional extensions of time are necessary to allow consideration of this paper, such extensions are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required therefor (including fees for net addition of claims) are hereby authorized to be charged to Deposit Account No. 50-1078.